

100-171408-9400-05

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

SANDRA D. BURTON,

Plaintiff,

V.

COMMISSIONER, SOCIAL SECURITY  
ADMINISTRATION,

Defendant.

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Civil No. 05-1329-PK

ORDER

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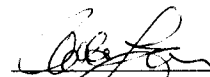
JONES, Judge:

Magistrate Judge Paul Papak filed Findings and Recommendation (#27) on December 14, 2006, in the above-entitled case. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. Britt v. Simi Valley Unified School Dist., 708 F.2d 452, 454 (9th Cir. 1983). Having reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Papak's Findings and Recommendation (#27) dated December 14, 2006, in its entirety. The Commissioner's motion (#19) for remand is denied. The Commissioner's decision is reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g) for calculation and award of benefits.

IT IS SO ORDERED.

DATED this 8<sup>th</sup> day of January, 2007.

  
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ROBERT E. JONES  
United States District Judge